IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

WP(C).No. 27446 of 2006(P)

PETITIONER:

C. RAGHAVAN, S/O. IMBICHI,
DRIVER (RETD) ON 31-12-2002, KSRTC,SULTANBATHERY,
CHOOLANGAL HOUSE, KUNNAMANGALAM P.O., KOZHIKODE.

BY ADV. SRI.P.P.SOMAN NAIR

RESPONDENTS:

1.KERALA STATE ROAD TRANSPORT CORPORATION,
REPRESENTED BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, FORT P.O.,THIRUVANANTHAPURAM.

2.THE FINANCIAL ADVISOR AND
CHIEF ACCOUNTS OFFICER, KERALA STATE ROAD
TRANSPORT CORPORATION, TRANSPORT BHAVAN, FORT P.O.
THIRUVANANTHAPURAM.

3.THE ASSISTANT ACCOUNTS OFFICER(PENSION),
KERALA STATE ROAD TRANSPORT CORPORATION,
TRANSPORT BHAVAN, FORT P.O.,THIRUVANANTHAPURAM.

4.THE DISTRICT TRANSPORT OFFICER,
KERALA STATE ROAD TRANSPORT CORPORATION,
SULTANBATHERY.

5.THE SECRETARY,
KERALA STATE TRANSPORT WORKERS CO-OPERATIVE
SOCIETY LTD.NO.T.133, THAMPANOOR,
THIRUVANANTHAPURAM.

R5 BY ADV. SRI.N.UNNIKRISHNAN,SC KSTW CO.OP SOCIETY
R1 TO R4 BY ADV.SRI.K.PRABHAKARAN, SC, K.S.R.T.C.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 15/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WPC NO.27446/06)

PETITIONER'S EXTS.:

EXT.P1: TRUE COPY OF THE FREE PASS NO.19844 ISSUED TO THE PETITIONER.

EXT.P2: TRUE COPY OF CERTIFICATE DATED 17.8.06 ISSUED TO THE PETITIONER.

RESPONDENT'S EXTS.(5TH RESPONDENT)

EXT.R5(A): A TRUE COPY OF THE STATEMENT OF RECOVERY POSITION OF PETITIONER'S IN W.P.C.NO.27446/06.

PIUS C. KURIAKOSE,J.

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W.P.(C)No.27446 of 2006

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Dated: 15th December, 2006

JUDGMENT

A statement has been filed by the 5th respondent-Society.

2. Heard Mr.P.P.Soman Nair, counsel for the petitioner, Mr.K.Prabhakaran, Standing Counsel for the K.S.R.T.C. and Mr.N.Unnikrishnan, counsel for the 5th respondent-Society.

3. Having regard to the rival submissions made at the Bar, this Writ Petition will stand disposed of in the following terms:

The K.S.R.T.C. is directed to refund a sum of Rs.10,987/- which is due to the petitioner on account of the delay on the part of the K.S.R.T.C. in the matter of making remittances of the amounts recovered from the petitioner's salary. The refund as ordered above will be made by the K.S.R.T.C. within one month of receiving a copy of this judgment.

srd **PIUS C.KURIAKOSE, JUDGE**